

PENNSYLVANIA PUBLIC UTILITY COMMISSION

General Order No. 29

**RULES AND REGULATIONS
GOVERNING COMMON CARRIERS, CONTRACT
CARRIERS, FORWARDERS AND BROKERS, FOR
TRANSPORTATION OF PROPERTY BY MOTOR
VEHICLE**

As Originally Adopted April 11, 1939

Effective July 1, 1939

Together With

Amendments Thereto



Harrisburg, Pa.

APRIL 1, 1967

FOREWORD

On April 11, 1939, the Commission adopted General Order No. 29, revised effective July 1, 1939, which embraced a set of Rules and Regulations Governing Common Carriers, Contract Carriers, Forwarders and Brokers for the Transportation of Property by Motor Vehicle. From time to time since April 11, 1939, the order has been further revised by the following orders:—(a) **(July 31, 1939)** Addition of Part VI, Rules 601 to 607, inclusive, to govern the Safety of Operation; (b) **(September 19, 1939)** Prescribing form for driver's daily log and form of Monthly Report of Excess Hours as required by Rule 605, Part VI; (c) **(November 13, 1939)** Addition to Rule 605, Part VI, relating to Exemptions from Driver's Log Requirements; (d) **(November 20, 1939)** Addition to Part I of Rule 11 pertaining to the Transportation of Explosives; (e) **(March 11, 1940)** Addition to Part I of Rule 12 pertaining to the transportation of unauthorized persons on motor vehicles transporting property; (f) **(December 17, 1940)** Revision of Rule 7 (b) and Rule 305 (c) pertaining to abandonment of service by contract carriers and the cancellation or expiration of contracts filed by them; (g) **(February 10, 1941)** Addition of paragraph (j) to Rule 3, Part I, pertaining to reapplication for identical rights previously denied; (h) **(April 3, 1944)** Addition of paragraph (c) to Rule 7, Part I, providing for the issuance of an order nisi cancelling a certificate where the carrier has discontinued service; (i) **(April 3, 1944)** Revision of Rule 10, Part I, Failure to Comply with Rules; (j) **(September 19, 1949)** Revision of Section (a) of Rule 211, Part II, concerning equipment; (k) **(February 20, 1950)** Revision of Section (a) of Rule 9, Part I, relating to reports of accidents and damage; (l) **(March 6, 1950)** Addition to Part II of Rule 213 prescribing standards for the handling of C. O. D. shipments; (m) **(March 12, 1956)** Adoption of a new part (c) in substitution of Sections (c) and (d) of Rule 507, Part V, concerning charges by brokers; (n) **(May 4, 1959)** Addition to Part I of Rule 13 pertaining to transportation of radioactive materials; and (o) **(October 31, 1961)** Reissue of Part I, Rule 8, pertaining to accounts, records and reports; (p) **(March 13, 1967)** (a) Deletion of paragraphs 3 and 4 of Rule 3 (a) relating to certificates, permits and licenses, and (b) Cancellation and revision of Part I, Rule 8, relating to accounts, records and reports.

The foregoing amendments have been inserted and identified in the appropriate paragraphs of the order as adopted April 11, 1939, making the rules and regulations complete as of April 1, 1967, the date of this compilation.

Joseph W. Reinhard, Secretary

RULES AND REGULATIONS
GOVERNING COMMON CARRIERS, CONTRACT
CARRIERS, FORWARDERS AND BROKERS, FOR
TRANSPORTATION OF PROPERTY BY MOTOR
VEHICLE

PART I

RULES APPLYING TO COMMON CARRIERS, CONTRACT
CARRIERS, FORWARDERS AND BROKERS

RULE 1

DEFINITIONS

The following definitions are adopted for the purpose of these rules and regulations with respect only to the transportation of property:

(a) The term "broker" means any person or corporation not included in the term "common carrier by motor vehicle" or "contract carrier by motor vehicle" and not a bona fide employee or agent of any such carrier or group of such carriers who or which as principal or agent sells or offers for sale any transportation by a motor carrier or the furnishing, providing, or procuring of facilities therefor, or negotiates for or holds out by solicitation, advertisement or otherwise as one who sells, provides, furnishes, contracts or arranges for such transportation or the furnishing, providing or procuring of facilities therefor other than as a motor carrier directly or jointly by arrangement with another motor carrier and who does not assume custody as a carrier.

(b) The term "certificate" means a certificate of public convenience and necessity issued by the Commission.

(c) The term "Commission" means the Pennsylvania Public Utility Commission.

(d) The term "common carrier by motor vehicle" means any and all persons or corporations holding out or undertaking, directly or indirectly, to transport property, or any class of property, between points within this Commonwealth by motor vehicle for compensation, whether or not the owner or operator of such motor vehicle, or who or which provides or furnishes any motor vehicle with or without driver for transportation or for use in transportation of property as aforesaid, and includes common carriers by rail, water or air and express or forwarding public utilities insofar as such common carriers or such public utilities are engaged in such motor vehicle operation, except as expressly exempted by the Public Utility Law and amendments thereto.

(e) The term "contract carrier by motor vehicle" means any persons or corporation who or which provides or furnishes transporta-

tion of property, or any class of property, between points within this Commonwealth by motor vehicle for compensation whether or not the owner or operator of such motor vehicle, or who or which provides or furnishes with or without driver any motor vehicle for such transportation or for use in such transportation other than as a common carrier by motor vehicle, except as expressly exempted by the Public Utility Law and amendments thereto.

(f) The term "corporation" means all bodies corporate, joint stock companies, or associations, domestic or foreign, their lessees, assignees, trustees, receivers, or other successors in interest, having any of the powers or privileges of corporations not possessed by individuals or partnerships, but shall not include municipal corporations, except as otherwise expressly provided in the "Public Utility Law," nor bona fide corporative associations which furnish service on a nonprofit basis only to their stockholders or members, as expressly exempted by the Public Utility Law and amendments thereto.

(g) The term "forwarder" means any person or corporation not included in the terms "common carrier by motor vehicle," "contract carrier by motor vehicle," or "broker" as herein defined who or which issues receipts or billings for property received by such person or corporation for transportation, forwarding or consolidating or for distribution by any medium of transportation or combination of media of transportation other than solely by motor vehicle.

(h) The term "license" means a license issued by the Commission to a broker.

(i) The term "motor carrier" means a common carrier by motor vehicle, and a contract carrier by motor vehicle.

(j) The term "permit" means a permit issued by the Commission to contract carriers by motor vehicle.

(k) The term "person" means individuals, partnerships, or associations other than corporations, and includes their lessees, assignees, trustees, receivers, executors, administrators, or other successors in interest.

(l) The term "property" means all tangible property.

(m) The term "property carrier" means any person or corporation engaged in transporting property by means of motor vehicle or motor vehicles for compensation, in intrastate commerce, and includes common carriers, contract carriers and forwarders.

(n) The term "service sheet" means a list currently issued by the Commission containing notice of all applications and hearings relating to motor carriers, forwarders and brokers, and such other information as the Commission may desire.

RULE 2

GENERAL APPLICATION

The rules and regulations of this part shall apply to all common carriers by motor vehicle, contract carriers by motor vehicle, forwarders and brokers operating at the time of the adoption of these rules, and also to those to whom a certificate, permit or license may hereafter be issued, and are subject to such amendment, change or modification as the Commission may from time to time deem advis-

able, and to such exceptions in individual cases as the Commission may deem just and proper.

RULE 3

APPLICATIONS FOR CERTIFICATES, PERMITS AND LICENSES

(Paragraphs 3 and 4 deleted March 13, 1967)

(a) Application by a proposed common carrier, contract carrier, forwarder or broker for a certificate, permit or license shall be made to the Commission substantially in accordance with the form prescribed for the specific class of service, copy of which form will be furnished upon request. Persons or corporations desiring to furnish service of more than one class must file a separate application for each class of service. An original application signed by the applicant or a duly authorized officer or representative, duly verified by affidavit, and two copies of the same must be sent to the Pennsylvania Public Utility Commission, Harrisburg, Pennsylvania, together with a filing fee of \$10. If fee is paid by check, same shall be made payable to the State Treasurer and certified.

Applications by an operating common carrier, contract carrier, forwarder or broker for amendment to, or change of any right, route or restriction established by any certificate of public convenience, permit or license held by the applicant, shall be filed with the Commission in the same manner as an original application, and shall be accompanied by a filing fee of \$10.

Applications will be docketed and the time and place of hearing will be appointed. The application will then be placed upon the

Commission service sheet and notice thereby given to the public. It is not contemplated that other or further notice will ordinarily be necessary under the Public Utility Law unless the applicant is so advised.

(b) The service sheet will be served at least twenty (20) days before the hearing date of any application listed thereon. Any interested person or corporation desiring to protest the granting of an application so listed shall file with the Commission and serve upon the applicant or his attorney a written protest or answer at least five (5) days prior to the hearing. Failure to file such protest or answer in accordance with this rule shall be a bar to such protest.

(c) If no written protest or answer is filed with the Commission at least five (5) days prior to the date of hearing, the Commission may cancel the hearing and grant the application at its discretion, if the facts are sufficiently set forth in the application.

(d) In the event that a scheduled hearing is postponed for any reason prior to the date thereof, notice of such postponement and the date of the continued hearing when determined, will be given by the Commission to the applicant and to all parties who have filed written protest or answer.

(e) If any hearing is continued at the time the application is listed and called for hearing, or if a hearing has not been concluded and further hearing is to be fixed, the Commission will give notice of the time and place of further hearing, when determined, to those parties who have filed written protest or answer or who have entered their appearances.

(f) The Commission may give notice on the service sheet that applications will be considered on the record without hearing if no protests are received on or before the date prescribed for such protest.

(g) Application by contract carriers by motor vehicle under the "Grandfather" clause shall be disposed of in accordance with the provisions of Section 804 of the Public Utility Law.

(h) All certificates, permits or licenses will be issued subject to the rules contained in these rules and regulations and to such other limitations and conditions as the Commission may deem just and proper.

(i) Whenever the Commission shall approve operation by a motor carrier, forwarder or broker the motor carrier, forwarder or broker shall be notified thereof by registered letter, whereupon it shall file with the Commission, within thirty days of receipt of such notice, a certificate of insurance or other security as required by Rule 6, and in the case of a common carrier, a tariff of its rates, and charges as required by Rule 207. Upon receipt of these papers, the Commission will issue the certificate, permit or license, as the case may be. If any motor carrier, forwarder or broker shall fail to comply with this rule within the thirty-day period, the Commission may rescind approval and dismiss the application.

(Adopted February 10, 1941)

(j) All applications for a certificate of public convenience as a common carrier or for a permit as a contract carrier, filed within six

months of the date of an order refusing or dismissing, on the merits, an application for the same rights, shall set forth any new facts and changed conditions not previously considered by the Commission.

The Commission may, in its administrative discretion, either accept or refuse the filing of such application.

RULE 4

TRANSFER OF CERTIFICATES, PERMITS AND LICENSES

(a) No certificate, permit or license or the right thereunder shall be sold or transferred by act or deed or by operation of law unless the approval of the Commission is first had and obtained. Such approval may be granted with or without hearing and after such reasonable notice on the service sheet as the Commission shall direct.

(b) Upon the death of an individual holder of a certificate, permit or license, or upon an individual certificate holder being legally declared insane, the rights conferred by such certificate shall continue with the legal representative of the said deceased or insane holder thereof for a period of one year, after which the rights conferred thereby shall cease unless application has been made to transfer such rights to the heirs, guardian, trustees, legatee or others, in which case the rights shall continue with the legal representative until the application is granted or refused: Provided, however, that in the event that application is made by the legal representative not less than thirty (30) days prior to the end of said period of one year, the Commission may at its discretion and for a cause shown permit the transfer of the rights to the executors, administrators, guardian, trustees, or other legal representatives of said deceased or insane holder for a period to be fixed by the Commission. In considering such petitions pertinent orders or decrees of the Court having jurisdiction over the estate of the decedent or insane person may be deemed cause for the granting thereof.

(c) When the individual holder of a certificate, permit or license dies or is legally declared insane and an application is made to transfer the rights granted under the certificate to his legal representative, or where the certificate holder is a co-partnership and the application for a transfer is in effect to change one or more of the partners, the Commission may dispose of the application without hearing.

(d) If a trustee, receiver, assignee, custodian, or similar officer or officers, shall be appointed by a court of competent jurisdiction, or shall be selected by creditors in accordance with provisions of law, with authority to take or retain possession and to operate the property and business of a certificate holder, the said officer or officers, shall have authority to perform the service authorized in the certificate or certificates of the debtor carrier for a period of ninety (90) days from his or their appointment or selection. Such officer or officers may petition the Commission for authority to conduct the operations for an additional period of time, and the Commission may, for good cause shown, grant such authority. If such petition is filed within ninety (90) days of the appointment or selection of the petitioner or petitioners, he or they shall have the authority to continue such operations pending decision by the Commission on said petition.

In considering such petitions, pertinent orders or decrees of the court having jurisdiction may be deemed cause for the granting thereof.

RULE 5

MODIFICATION OF CERTIFICATES, PERMITS, LICENSES AND RULES

Application may be made to the Commission at any time by any holder of a certificate, permit, or license for amendment or modification of such certificate, permit or license or for the suspension of any of the rules of this regulation or of any other regulation as affecting such holder either generally or in a specific case. Such application shall be made by formal petition and the Commission will, if it considers such action desirable, schedule the petition for hearing and give notice thereof in its service sheet.

RULE 6

SECURITY FOR THE PROTECTION OF THE PUBLIC

(a) No motor carrier or forwarder operating motor vehicles subject to the provisions of the Public Utility Law shall engage in intra-state commerce, and no certificate or permit shall be issued or remain in force for such operations unless and until there shall have been filed with and approved by the Commission, a certificate of insurance, qualifications as a self-insurer or other securities or agreements in amount of not less than \$5,000 for injury to one person and \$10,000 for injuries arising from one accident and in an amount of not less than \$1,000 for damage or injury to property other than cargo, conditioned to pay within the amount of such certificate of insurance, qualifications as a self-insurer or other securities or agreements in a final judgment recovered against such motor carrier or forwarder for bodily injuries to or the death of any person resulting from the negligent operation, maintenance or use of motor vehicles under such certificate or permit, or for loss or damage to property, other than cargo, of others.

(b) No person shall engage in the business of a broker as defined in the Public Utility Law, and no brokerage license shall be issued to any such person nor remain in force unless and until such person shall have furnished a bond or other security approved by the Commission in an amount of not less than \$5,000 and in such form as will insure the financial responsibility of such broker and the supplying of authorized transportation in accordance with the contract agreement or arrangement therefor.

(c) Approval of a self-insurer, the form thereof of certificates of insurance, surety bonds and endorsement, shall be such as provided by the Commission under rules as made to govern the same.

RULE 7

COMMENCEMENT OR ABANDONMENT OF SERVICE

(a) No common carrier, contract carrier, forwarder or broker shall commence operation before receiving a certificate, permit or license from the Commission.

(Revision adopted December 17, 1940)

(b) No common carrier or forwarder shall abandon in whole or in part any operation without first making application to the Commission for permission to do so and receiving an order permitting such discontinuance and abandonment. An application to abandon service by a common carrier or forwarder shall be accomplished by a filing fee of \$10.

(Adopted April 3, 1944)

(c) Whenever the Commission has information indicating that any common carrier has permanently discontinued furnishing the service authorized in its certificate, such discontinuance shall be regarded as prima facie evidence that the public necessity upon which the certificate was granted no longer exists. In these circumstances, the Commission may issue an order nisi cancelling the certificate, said order to become final if no exceptions are filed thereto within thirty (30) days of service thereof.

RULE 8

ACCOUNTS, RECORDS, AND REPORTS

(Cancelled and Revised March 13, 1967)

(a) Accounts and Records

1. Every common carrier, contract carrier, and forwarder of property with average gross annual revenues, intrastate and interstate combined, during the three preceding years, of \$100,000 and over, shall maintain books, accounts, and records in conformity with the Uniform System of Accounts for Class I and Class II Common and Contract Motor Carriers of Property, prescribed by the Interstate Commerce Commission, Issue of 1965, and the Regulations to Govern the Destruction of Records of Motor Carriers and Brokers prescribed by the Interstate Commerce Commission, Issue of 1965, or as thereafter revised or amended.

2. Common carriers, contract carriers, and forwarders of property with average gross annual revenues, intrastate and interstate combined, during the three preceding years of less than \$100,000, shall have the election of maintaining books, accounts, and records in conformity with those required of motor carriers with average gross revenues of \$100,000 and over; or on such modified basis as will permit the filing of properly completed annual reports and/or assessment reports with the Commission, and shall preserve their records in accordance with Regulations to Govern the Destruction of Records of Motor Carriers and Brokers prescribed by the Interstate Commerce Commission, Issue of 1965, or as thereafter revised or amended.

(b) Annual Reports

1. Every common carrier and forwarder of property having

average gross annual revenues, intrastate and interstate combined, during the three preceding years of \$100,000 and over, shall file, in properly completed form, on or before March 31, covering the preceding calendar year, a Class I Annual Report Form UCBT-100 furnished by the Commission.

2. Every Class I common carrier, contract carrier, and forwarder of property with average gross annual revenues of \$100,000 and over, subject to the jurisdiction of both this Commission and the Interstate Commerce Commission, and required to file an I.C.C. Class I or Class II Annual Report with the latter Commission, may file with this Commission, on forms obtained by the carrier, a copy of its I.C.C. Class I or Class II Annual Report in substitution of the Class I Annual Report prescribed by this Commission **provided the Pennsylvania intrastate gross revenues included therein are set forth separately.**

3. Every common carrier and forwarder of property having gross annual revenues, intrastate and interstate combined, during the three preceding years of between \$25,000 and \$100,000, shall file, in properly completed form, on or before March 31, covering the preceding calendar year, a Class II Annual Report Form UCBT-25 furnished by the Commission.

4. Every common carrier and forwarder of property having average gross annual revenues, intrastate and interstate combined, during the three preceding years of less than \$25,000, shall file, in properly completed form, on or before March 31, covering the preceding calendar year, Annual Report Form UCBT-17 furnished by the Commission.

5. Contract carriers of property, regardless of the amount of gross annual revenues, intrastate and interstate combined, shall file, in properly completed form, on or before March 31, covering the preceding calendar year, Annual Report Form UCBT-17 furnished by the Commission.

6. Failure to file an Annual Report properly completed, signed and notarized, not later than March 31 of the ensuing year, unless prior thereto the Commission has granted an extension of time beyond that date, will result in the imposition of a \$50 penalty for submitting the annual report after the due date, and possible additional penalties, including cancellation of carrier rights.

(c) Assessment Reports

1. Every common carrier and forwarder of property shall file with the Commission each year an assessment report, on a form provided by the Commission (Form MT-(year)), showing gross Pennsylvania intrastate revenues for assessment purposes, said assessment report to be filed by March 31, covering the preceding calendar year. (66 P.S. 1461).

RULE 9

Reports of Accidents and Damage

(a) Every common carrier, contract carrier and forwarder, shall report in the manner and on the form prescribed by the Commission all accidents arising from or in connection with the operation of motor vehicles under a certificate or permit from the Commission, from which there results the death of any person, personal injury requiring medical attention, or property damage, excluding cargo, to an apparent extent amounting to \$100 or more. (As revised February 20, 1950.)

(b) They shall also report any losses or damage to cargo to an apparent extent in excess of \$100 in value.

(Note—Instructions and forms pertaining to the reporting of accidents and damages may be obtained upon request to the Bureau of Transportation, Public Utility Commission, Harrisburg, Pa.)

RULE 10
FAILURE TO COMPLY WITH RULES
(Revised April 3, 1944)

Every common carrier by motor vehicle, contract carrier by motor vehicle, forwarder and broker, is required to comply with each and every applicable provision of the Public Utility Law not specifically referred to in these rules. Failure to comply with these rules and regulations, the terms and conditions of the certificate of public convenience, permit or license issued, shall be sufficient cause to suspend, revoke or rescind the rights and privileges conferred by the certificate of public convenience, permit or license and to invoke any forfeiture or other penalty provisions of the Public Utility Law, provided that no revocation or penalty shall be finally ordered until the common carrier, contract carrier, forwarder or broker shall have first been given opportunity to be heard why the certificate, permit or license should not be revoked or penalty imposed.

RULE 11
TRANSPORTATION OF EXPLOSIVES
(Adopted November 20, 1939)

Every common carrier by motor vehicle, contract carrier by motor vehicle, forwarder and broker, when transporting any article or commodity, now classified, or which may hereafter be classified, as dangerous for transportation by motor vehicle under the "Regulations of the Interstate Commerce Commission for the transportation of explosives and other dangerous articles," is required to transport the same as provided by the laws of this Commonwealth and the regulations of the Interstate Commerce Commission not inconsistent therewith.

The foregoing rule is subject to such changes and modifications as the laws of this Commonwealth or the regulations of the Interstate Commerce Commission may provide.

RULE 12
TRANSPORTATION OF UNAUTHORIZED PERSONS ON MOTOR VEHICLES
TRANSPORTING PROPERTY
(Adopted March 11, 1940)

No person, other than employes of the common carrier by motor vehicle, contract carrier by motor vehicle or forwarder, shall be transported on any motor vehicle not designed or adapted and used for the transportation of passengers unless specifically authorized in writing by the carrier; provided, however, that nothing contained in this rule shall be so construed as to prohibit the carrying of any person in case of an accident, or in other emergencies.

RULE 13

TRANSPORTATION OF RADIOACTIVE MATERIAL

(Adopted May 4, 1959)

No certificate or permit heretofore or hereafter issued shall be considered as granting authority to transport any material or combination of materials that spontaneously emits ionizing radiation, unless said certificate or permit specifically provides such authority.

PART II

RULES AND REGULATIONS GOVERNING COMMON CARRIERS OF PROPERTY BY MOTOR VEHICLE

RULE 201

CLASSIFICATION

The following classification of common carriers by motor vehicle is adopted:

- A—Between fixed termini or over designated routes.
- B—Between any points in a designated area.
- C—From a designated area to undesignated points over undesignated routes.
- D—Under special certificates.

RULE 202

CLASS A COMMON CARRIERS

Unless otherwise specifically provided in the certificate of public convenience, common carriers by motor vehicle operating between fixed termini or over designated routes shall have the following rights and be subject to the following limitations:

(a) They may receive and deliver property at any point in any township, borough or city which is on the route, and in townships contiguous to such cities or boroughs on the route, but shall not, unless specifically so authorized, engage in local transportation between points in any such borough or city.

(b) They may upon written notice to the Commission accept property destined to points not on the route or participate in through routes or joint rates only under the conditions following:

1. Without further approval of the Commission:

- (a) For delivery to rail, water, air or forwarder companies at such rail, water, air or forwarder company terminals on the route for further transportation by rail, water, or air only.
- (b) For delivery at a point of intersection with another route of the same carrier for delivery at a point on such other route provided there is no authorized common carrier service by motor vehicle between the point of origin and destination of the shipment.

Where such a carrier has been operating in this manner, the subsequent granting of a certificate of public convenience to another carrier shall not supersede, nullify, or suspend the right of the original carrier to continue to accept property at points on one route for delivery to points on another route served by him.

- (c) For delivery to other Class A common carriers by motor vehicle at a point within the certificated rights of such other motor carrier, provided there is no authorized common carrier service by motor vehicle between the point of origin and point of destination of the shipment.

Where such a carrier has been operating in this manner, the subsequent granting of a certificate of public convenience to another carrier shall not supersede, nullify, or suspend the right of the original carrier to continue to accept property at points on one route for delivery to points on another route served by such motor carriers.

- (d) For delivery to a Class B carrier for delivery to a point in the local area of such Class B carrier.
 - (e) For receipt from a Class B carrier for delivery to a point on the route of such Class A common carrier.
2. With specific approval of the Commission upon application therefor by petition and after notice and hearing, if in the discretion of the Commission such hearing and notice is desirable:
- (a) For interchange with another Class A carrier or forwarder, or to point on another route of the same Class A carrier, in all cases except as provided in Rule 202 (b) 1.

RULE 203

CLASS B COMMON CARRIERS

Unless otherwise provided in the certificate, holders of Class B certificates may transport between any points in the area designated in the certificate including pick-up and delivery for Class A carriers.

RULE 204

CLASS C COMMON CARRIERS

Unless otherwise provided in the certificate, holders of Class C certificates shall have the following rights and shall be subject to the following limitations:

(a) They may transport from any point in the area of origin to any point within the mileage or other limits fixed in the certificate.

(b) They may transport from any points within the limits fixed in the certificate to any point in the area of origin, if the order for the transportation is received at the point of origin.

(c) No property shall be transported to or from the point of origin in a truck which contains the property of more than one consignor at any one time.

(d) The provisions of this rule shall not apply to the transportation of household goods and office furnishings in use excepting that Class C carriers of that class of property shall be limited to the transportation from the point or area of origin to any point within the mileage or other limits fixed in the certificate and from any point within such limits to the point or area of origin.

RULE 205

CLASS D COMMON CARRIERS

The rights and limitations of holders of Class D certificates will be stated in the certificates. Certificates of this kind will be issued where the rules applying to the other classes with reasonable modifications would not permit service of the kind which the applicant proposes to furnish and which the Commission approves.

RULE 206

INSURANCE REQUIREMENTS

(a) Every common carrier by motor vehicle shall file with the Commission, in addition to the public liability and property damage certificate of insurance required by Rule 6, certificates of insurance in an amount satisfactory to the Commission, but not less than \$500, and in the event that the vehicle so insured is employed in the transportation of household goods and office furniture in use, then not less than \$1,000, to provide payment for loss or damage to cargo carried. Insurance in excess of these amounts may be carried. No motor vehicle may be operated unless such insurance policy or other approved method of protection is in effect at the time of operation. The Commission may at its discretion approve some other method of cargo protection in specific cases.

(b) Requirements as to cargo insurance shall not apply to dump trucks or vehicles limited to transportation of:

1. Farm products, garbage, ashes, rubbish, coal, debris, earth, crushed stone, amesite and similar construction materials, or
2. Vehicles which are used for the transportation of property, the value of any one load being not more than \$100.

Provided that an affidavit stating that the vehicle is limited to the transportation of the above-mentioned commodities, or the above value of property, is first filed with the Commission.

RULE 207

RATE SCHEDULES AND TARIFFS

(a) Every common carrier by motor vehicle shall comply with such regulations as the Commission may formulate governing the filing, publishing and posting of tariffs by common carriers of property by motor vehicle.

(b) No rate based upon a limitation of liability may be published in such tariff or no limitation of liability may be prescribed in any bill of lading unless approval has been obtained from the Commission of the publication of tariffs providing rates limited to value of the commodity, in the form and manner of such petition and proceedings as the Commission may provide in its rules governing filing, publishing and posting of tariffs by common carriers of property by motor vehicle: Provided, however, that rates based upon a limitation of liability for loss or damage to baggage may be published without approval of the Commission.

RULE 208

COMMENCEMENT AND INTERRUPTION OF SERVICE

(a) Every common carrier shall within thirty (30) days from the date of receipt of a certificate begin operating and furnishing service. If it has not commenced operations and furnished the authorized service within the said thirty (30) days, the rights granted by the certificate shall terminate, unless upon specific permission granted by the Commission, the time for commencement of service is extended.

(b) Interruption of service continued for more than 48 hours shall be reported to the Commission with a statement of the cause of interruption and its probable duration. Suspension of service for a period of five consecutive days without notice to and application for approval by the Commission shall be deemed sufficient cause for revocation or cancellation of the rights of the carrier excepting where such suspension is caused by strike or labor difficulties or an act or acts of God: Provided, however, that no order or revocation may be issued until the carrier has been given the opportunity for a public hearing on a rule to show cause why the rights should not be revoked and cancelled.

RULE 209

CREDIT REQUIREMENTS

(a) No common carrier by motor vehicle shall deliver or relinquish possession at destination of any freight transported by it until all tariff rates and charges thereon have been paid, except under the following requirements:

1. Upon taking precautions deemed by them to be sufficient to assure payment of the tariff charges within the credit period herein specified, common carriers by motor vehicle may relinquish possession of freight in advance of the payment of the tariff charges thereon and may extend credit in the amount of such charges to those who undertake to pay them, such persons herein being called shippers, for a period of seven days, excluding Sundays and legal holidays other than Saturday half-holidays. When the freight bill covering a shipment is presented to the shipper on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following delivery of the freight. When the freight bill is not presented to the shipper on or before the date of delivery, the credit period shall run from the first 12 o'clock midnight following the presentation of the freight bill.
2. Where a common carrier by motor vehicle has relinquished possession of freight and collected the amount of tariff charges presented by it as the total amount of such charges, and another freight bill for additional freight charges is thereafter presented to the shipper, the carrier may extend credit in the amount of such additional charges for a period of 30 calendar days to be computed from the first 12 o'clock midnight following the presentation of the subsequently presented freight bill.
3. Freight bills for all transportation charges shall be presented to the shippers within seven calendar days from the first 12 o'clock midnight following delivery of the freight.

4. Shippers may elect to have their freight bills presented by means of the United States mails, and when the mail service is so used, the time of mailing by the carrier shall be deemed to be the time of presentation of the bills. In case of dispute as to the time of mailing, the postmark shall be accepted as showing such time.
5. The mailing by the shipper of valid checks, drafts or money orders, which are satisfactory to the carrier, in payment of freight charges within the credit period allowed such shipper may be deemed to be the collection of the tariff and charges within the credit period for the purpose of these rules. In case of dispute as to the time of mailing, the postmark shall be accepted as showing such time.

(b) Common carriers or classes of common carriers which cannot comply with such rules may petition the Commission for change or modification of such rules as applicable to them, but no such departure from such rules shall be made by any carrier except upon approval of the Commission.

RULE 210

BILLS OF LADING AND RECEIPTS

Every common carrier receiving property for transportation between points within this Commonwealth, except common carriers hauling milk, farm products from a farm, commodities usually transported in dump trucks, shall issue a receipt or bill of lading therefor. No such contract receipt or bill of lading shall contain any provisions exempting such common carrier from full liability for any loss, damage or injury to such property except as provided in such regulations the Commission may formulate governing the filing, posting and publishing of tariffs by common carriers of property by motor vehicle.

RULE 211

EQUIPMENT

(a) Except as hereinafter provided, no motor vehicle shall be operated on or over the highways of this State in intrastate commerce by any common carrier by motor vehicle until such carrier shall have first received the authorization of the Commission to operate said vehicle. Immediately upon the receipt of said authorization, and prior to placing said vehicle in operation, the common carrier shall file with the Commission a description of each motor vehicle so authorized, giving the name of the manufacturer, the manufacturer's serial number and the maximum gross weight with load, and shall comply with the rules with respect to filing of proof of insurance covering the particular vehicle. The Commission will then issue an equipment certificate evidencing its authorization of the operation of each vehicle so authorized, or add said vehicle to the equipment certificate if said certificate be already issued. (As revised September 19, 1949.)

(b) No motor vehicle shall be added permanently to the equipment of a common carrier, or withdrawn from service until it has

reported such addition or withdrawal to the Commission and has received from the Commission authorization to add or withdraw said vehicle from the service of the carrier. The Commission may allow a common carrier by motor vehicle to add motor vehicles to its equipment certificate with or without hearing in its discretion, but shall not deny such equipment to the carrier without hearing. The equipment certificate issued by the Commission shall be surrendered for amendment when a carrier requests additions or withdrawals of motor vehicles from its equipment certificate.

(c) In cases of accident or breakdown necessitating the discontinuance of the operation of an authorized vehicle, or in cases of emergency or peak demand, the carrier may immediately provide emergency equipment so that property being transported may be carried to its destination with as little delay as possible.

(d) The carrier using emergency equipment shall notify the Commission within 48 hours (excluding Sundays and legal holidays) of the license number and type of vehicle used, the name and address of the motor carrier owning the equipment, the use to which said vehicle is placed, the nature of emergency or peak demand, and the expected duration of such emergency or peak demand. Under no circumstances shall the emergency equipment be continued in operation more than five days in any one month without application to the Commission for approval thereof.

(e) A common carrier by motor vehicle desiring to use the equipment of another common carrier for the transportation of property under its certificate for a period longer than permitted without Commission approval, but not desiring to add such motor vehicle to its equipment certificate permanently, shall comply with the following conditions:

1. The carrier using the equipment of the other may use it only within the limitations of the certificate of the carrier using the equipment.
2. The lease covering the use of such motor vehicle shall be reduced to writing, two copies forwarded to the Commission for approval, one copy of which shall be returned to the carrier on approval by the Commission and shall accompany the driver of such leased equipment at all times when the vehicle is in operation, and shall be available for inspection by a Commission investigator.
3. The lease or other arrangement by which the equipment of an authorized common carrier by motor vehicle is augmented, must be of such a character that the possession and control of the vehicle is, for the period of the lease, entirely vested in the authorized operator in such way as to be good against all the world, including the lessor; that the operation thereof must be conducted under the supervision and control of such carrier; and that the vehicle must be operated by persons who are employees of the authorized operator, that is to say, who stand in the relation of servant to him as master.

RULE 212

MARKINGS

(a) Every common carrier shall cause to be painted on each side of each motor vehicle operated by him in letters of not less than two inches in height and not less than one-half inch in width, the name and address of the common carrier and the number of the certificate of public convenience as follows: "Pa. P.U.C. No. C. . . ." In the event that the vehicle is owned by another person or corporation, there shall also be painted thereon on each side thereof in letters not less than two inches in height and not less than one-half inch in width, the name and address of the owner of said vehicle and the word "Owner" and the permit or certificate number of the owner as the case may be.

(b) In the event that the certificate of any common carrier be cancelled or revoked by the Commission, or where a motor vehicle is permanently removed from service, that carrier shall immediately cause the certificate number to be removed from its vehicle.

RULE 213

Adopted March 6, 1950

HANDLING OF C.O.D. SHIPMENTS

(a) The provisions of this rule apply to the handling of C.O.D. shipments by all common carriers, except such transportation which is auxiliary to or supplemental to transportation by railroad and performed on railroad bills of lading, or performed for freight forwarders on freight forwarder bills of lading.

(b) No common carrier, except as otherwise provided in paragraph (a), shall render any C.O.D. service unless such carrier has published, posted and filed tariffs which contain the rates, charges and rules governing such service, which rules shall conform to these regulations.

(c) Every common carrier, except as otherwise provided in paragraph (a), shall remit each C.O.D. collection directly to the consignor or other person designated by the consignor as payee promptly and within ten (10) days after delivery of the C.O.D. shipment to the consignee. If the C.O.D. shipment moved in interline service, the delivering carrier shall, at the time of remittance of the C.O.D. collection to the consignor or payee, notify the originating carrier of such remittance.

(d) Every common carrier, except as otherwise provided in paragraph (a), handling C.O.D. shipments as a delivering carrier shall maintain a record of all C.O.D. shipments received for delivery in such manner and form as will plainly and readily show the following information, with respect to each shipment: number and date of freight bill; name and address of shipper or other person designated as payee; name and address of consignee; date shipment delivered; amount of C.O.D.; date collected by delivering carrier; date remitted to payee; and check number or other identification of remittance to payee.

PART III

RULES AND REGULATIONS GOVERNING CONTRACT CARRIERS OF PROPERTY BY MOTOR VEHICLE

RULE 301

CLASSIFICATION

The following classification of contract carriers of property is adopted:

- (a) That as described in the permit.

RULE 302

EQUIPMENT

Rule 211 prescribed for common carriers shall apply with like effect to contract carriers.

RULE 303

MARKINGS

Rule 212 prescribed for common carriers shall apply with like effect to the contract carriers, except that the markings shall specify the classification of contract carriers as follows: "Pa. P.U.C. No. P. . . ."

RULE 304

INSURANCE REQUIREMENTS

Every contract carrier shall comply with requirements as to the public liability and property damage, other than cargo, as provided in Rule 6. Cargo insurance need be carried only as provided by contract with each shipper named in the permit: Provided, however, that contract carriers of property will not be required to carry cargo insurance when they have filed with the Commission (properly signed and forwarded by the shipper, and in duplicate), on a form to be prescribed by the Commission, a statement setting forth that no cargo insurance is required by the shipper.

RULE 305

CONTRACTS

(a) Form. The special or individual agreements entered into by a contract carrier of property by motor vehicle with shippers shall be in writing, shall provide for transportation for a particular shipper or shippers, shall be bilateral and impose specific obligations upon both carrier and shipper or shippers, shall cover a series of shipments over a stated route or in a stated area during a stated period of time in contrast to contracts of carriage governing individual shipments.

(b) Filing. Every contract carrier of property by motor vehicle shall file and keep on file with the Commission copies or abstracts

or contracts in such manner as the Commission may by regulation from time to time prescribe, and said contracts shall be certified by the carrier and the shipper.

(Revision Adopted December 17, 1940)

(c) Cancellation or Expiration. Notice of cancellation or expiration of each and every contract shall be given to the Commission within ten days following the cancellation or expiration of such contract. Upon receipt of such notice, the Commission may, without further hearing or notice, revoke or rescind the authorization to operate under the provisions of such contract.

(d) Addition or Substitution. Contracts may be added to or substituted for those named in the permit only upon the issuance of an amendment to the permit obtained upon the approval of the Commission only after:

1. Application to the Commission showing:
 - (a) name and address of proposed customer; (b) route or area sought to be served; (c) extent to which such route or area differs from or conforms to provisions of existing permit; (d) commodity or commodities to be hauled and extent to which they exceed or are covered by existing permit; (e) duration of proposed contract or arrangement, and (f) if substitution, the contract or customer for which to be substituted.
2. Publication on service sheet of abstract of the information contained in such application.
3. If no protests to such application are filed on or before the date prescribed on the service sheet for protest, the Commission may issue an amended permit upon consideration of the application and without hearing. If protest is filed, a hearing shall be held. It is further provided that such applications may, in the discretion of the Commission, be scheduled for hearing before protests are filed.
4. If the application is for substitution of a contract or customer covering the same commodity or commodities and route or territory as for the customer or contract covered by the permit and for which the substitution is to be made, the Commission may, in its discretion, grant the same without notice but subject to protest, upon issuance of amended permit.

FILING OF TARIFFS REQUIRED

(General Order No. 64, Rescinded October 1, 1948)

The Commission required all contract carriers to file a schedule of their charges for contract carrier service rendered under each contract pertaining to such service.

Tariff Regulations for carriers may be obtained upon request to the Bureau of Transportation, Public Utility Commission, Harrisburg, Pa.

RULE 306

COMMENCEMENT OF SERVICE

Rule 208 prescribed for common carriers shall apply with like effect to contract carriers.

RULE 307

CREDIT REQUIREMENTS

Credit shall be as arranged in advance and in writing with customer.

RULE 308

RECEIPTS AND BILLS OF LADING

Receipts or bills of lading may be issued or not as required by arrangement with customer.

PART IV

RULES AND REGULATIONS GOVERNING FORWARDERS OF PROPERTY

RULE 401

CLASSIFICATION

The classification shall be the same as that prescribed for common carriers by motor vehicle.

RULE 402

USE OF OR INTERCHANGE WITH CARRIERS

No forwarder shall use or interchange in intrastate commerce within the State of Pennsylvania with any motor, air, or water common carrier which does not have a certificate of public convenience, when required and duly issued by the Commission, and then only over a route or within a territory covered by such a certificate; nor accept or deliver freight from or to any contract carrier by motor vehicle, air or water which does not have a permit, when required, and duly issued by the Commission and then only for a customer whom, and to the extent, such contract carrier is authorized to serve, but shall receive no allowance or participate in no joint rates with any contract carrier.

RULE 403

EQUIPMENT

Rule 211 prescribed for common carriers by motor vehicle shall apply with like effect to forwarders.

RULE 404

MARKINGS

Rule 212 prescribed for common carriers by motor vehicle shall apply with like effect to motor vehicles operated by forwarders except that the classification shall be shown as follows: "Pa. P.U.C. No. F. . . ."

RULE 405

INSURANCE REQUIREMENTS

Rule 206 prescribed for common carriers by motor vehicle shall apply with like effect to motor vehicles operated by forwarders.

RULE 406

RATE SCHEDULES AND TARIFFS

Every forwarder shall comply with such orders as the Commission may formulate governing the filing, posting and publishing of tariffs by forwarders.

RULE 407

COMMENCEMENT OF SERVICE

Rule 208 prescribed for common carriers by motor vehicle shall apply with like effect to forwarders.

RULE 408

CREDIT REQUIREMENTS

Rule 209 prescribed for common carriers by motor vehicle shall apply with like effect to forwarders.

RULE 409

RECEIPTS AND BILLS OF LADING

Rule 210 prescribed for common carriers by motor vehicle shall apply with like effect to forwarders.

RULE 410

ALLOWANCES AND REBATES

No forwarder shall demand or receive any allowance or rebate of any kind whatsoever from any common carrier.

PART V

RULES AND REGULATIONS GOVERNING BROKERS FOR TRANSPORTATION OF PROPERTY

RULE 501

CLASSIFICATION

The classification of brokers for transportation of property shall be that as strictly described in the license as issued in each case.

RULE 502

USE OF CARRIERS

No broker shall sell, or offer for sale, or furnish, provide or procure, or negotiate for, or hold out by solicitation, advertisement or otherwise to sell, provide, furnish, contract for or arrange for any transportation or facilities for transportation of property by motor vehicles in intrastate commerce within the State of Pennsylvania except by common carriers holding a certificate duly issued by the Commission and then only over a route or within a territory covered by the certificate of a common carrier.

RULE 503

MARKINGS

Every broker for transportation of property shall cause to be displayed at all places of business, his name, and on or in connection with all advertising, letterheads, correspondence or business cards his name and address in letters and numbers clearly discernible, at all times, in addition to: 'Broker, Pa. P.U.C. No. L. . . .' Nor shall any such broker hold out by solicitation, advertisement or otherwise any carrier capacity or any classification other than that of a broker unless and to the extent he may also hold a certificate or permit as a motor carrier.

RULE 504

FINANCIAL RESPONSIBILITY

Every broker for transportation of property shall conform with the provisions of Rule 6, as to the furnishing of a bond or such other security approved by the Commission to insure the financial responsibility of the broker and the transportation of property in accordance with his contracts, agreements or arrangements therefor.

RULE 505

COMMENCEMENT OF SERVICE

Rule 208 prescribed for common carriers by motor vehicle shall apply with like effect to brokers for transportation of property.

RULE 506

RECEIPTS AND ORDERS FOR SERVICE

(a) Every broker for transportation of property shall issue to each person or corporation at the time the service of the broker is engaged an exact copy in writing of the undertaking signed by the broker showing precisely (a) the name and address of the person engaging the service; (b) a clear description of the property for which transportation is arranged; (c) the exact origin and destination; (d) name of individual carrier and all connecting carriers to be engaged; (e) date upon which property is to be transported; (f) weight or other definable measure of property to be transported; (g) total of ultimate charges to be paid by person engaging service with itemization of the broker's fee or compensation; and (h) show a receipt for all money paid broker on account or in full for such charges.

(b) Every such broker shall issue to the initial motor carrier a duplicate of such instructions for transportation at the time the broker engages the service of such motor carrier.

RULE 507

CHARGES

(a) No property broker shall in any wise participate in the rates or charges of any motor carrier.

(b) Every such broker shall pay the published charges of every common carrier by motor vehicle engaged by him, as shown by the tariff of such carrier currently on file with the Commission.

(c) No such broker shall accept or receive any commission, allowance, compensation or reward, directly or indirectly or by means of any device, from any motor carrier. (As revised March 12, 1956.)

RULE 508

RECORDS AND BOOKS

Every property broker shall at all times keep in such manner as the Commission may prescribe, complete records and books of all transactions involving any and all motor carriers with respect to transportation of property in intrastate commerce within the State of Pennsylvania, at all times open for the inspection of the proper representatives of the Commission.

PART VI

REGULATIONS

GOVERNING THE MAXIMUM HOURS OF SERVICE SO AS TO PROVIDE SAFETY OF OPERATION OF COMMON CARRIERS BY MOTOR VEHICLE, CONTRACT CARRIERS BY MOTOR VEHICLE, FORWARDERS AND BROKERS ENGAGED IN THE TRANSPORTATION OF PROPERTY

RULE 601

(Adopted July 31, 1939)

DEFINITIONS

As used in these regulations:

(a) The term "motor vehicle" means any vehicle, machine, tractor, trailer, or semitrailer propelled or drawn by mechanical power and used upon the highways in the transportation of property, or any combination thereof determined by the Commission, but does not include any vehicle, locomotive, or car operated exclusively on a rail or rails.

(b) The term "driver" means any individual who drives in transportation in intrastate commerce any motor vehicle as defined in Paragraph (a) above.

(c) A driver is on duty from the time he begins to work or is required to be in readiness to work until the time he is relieved from work and all responsibility for performing work. Time spent by a driver resting or sleeping in a berth as defined in paragraph (g) of this rule shall not be included in computing time on duty.

(d) The term "drive or operate" includes all time spent on a moving vehicle and any interval not in excess of 10 minutes in which a driver is on duty but not on a moving vehicle. It does not include time spent resting or sleeping in a berth as defined in paragraph (g) of this rule.

(e) The term "week" means any period of 168 consecutive hours beginning at the time the driver reports for duty, as defined in paragraph (e) of this rule.

(f) The term "24 consecutive hours" means any such period starting at the time the driver reports for duty, as defined in paragraph (e) of this rule.

(g) The term "berth" means a berth or bunk on the motor vehicle which is properly equipped for the purpose of sleeping including springs and a mattress, or an inner-spring mattress, pillow, adequate bed clothing, adequate ventilation, and ready means of entering and leaving the berth.

(h) The term "contiguous thereto and contiguous to each other" when used in these rules shall mean territory touching, adjoining and connected with the territorial limits of the borough, town or

city within which the carrier shall operate, and likewise, those boroughs, towns or cities which shall touch, adjoin or connect with the aforementioned and described contiguous political subdivisions as distinguished from the same when separated by other territory.

(i) Where any other terms used in these regulations are defined in section one of the Public Utility Law, such definitions shall be controlling. Where terms are used in the regulations which are neither defined herein nor in said section one, they shall have the ordinary practical meaning of such terms.

RULE 602

(Adopted July 31, 1939)

APPLICABILITY

Every motor carrier, forwarder or broker and his or its officers, agents, employees, and representatives shall comply with the following regulations, and every such carrier shall require that his or its officers, agents, employees, and representatives shall be conversant with these regulations.

RULE 603

(Adopted July 31, 1939)

MAXIMUM HOURS OF SERVICE—DRIVERS

(a) No carrier subject to these regulations shall permit or require any driver in his employ to remain on duty, as defined in paragraph (c) of Rule 601, for a total of more than 60 hours in any week, as defined in paragraph (e) of Rule 601; provided, however, that carriers operating vehicles on every day of the week may permit drivers in their employ to remain on duty for a total of not more than 70 hours in any period of 192 consecutive hours.

(b) Except under conditions set forth in Rule 606 (a) and (b) hereof, no carrier subject to these regulations shall permit or require a driver in his employ to drive or operate for more than 10 hours in the aggregate in any period of 24 consecutive hours, unless such driver be off duty for 8 consecutive hours during or immediately following the 10 hours aggregate driving and within said period of 24 consecutive hours; provided, however, that two periods of resting or sleeping in a berth, as defined in paragraph (g) of Rule 601, may be cumulated to give the aforesaid total of 8 hours off duty.

RULE 604

(Adopted July 31, 1939)

MAXIMUM HOURS OF SERVICE—(OWNER-DRIVERS)

No carrier subject to these regulations if himself a driver shall remain on duty or drive for longer periods than those prescribed in Rule 603 hereof for employed drivers.

RULE 605

(Adopted July 31, 1939)

DRIVER'S LOG REQUIRED

(a) Each carrier subject to these regulations shall require that a driver's log in duplicate shall be kept by every driver in his employ

who operates a motor vehicle engaged in transportation in intrastate commerce, and, if himself an owner-driver, shall keep such a log. Entries in said driver's log shall be made by the driver, and shall show the place of origin and destination of the trip, the times of reporting for duty and of going off duty, the periods of driving or operating and other work, and any other information found desirable. A driver's log shall not be required when the operations of the carrier are confined solely to the territorial limits of a borough, town or city or such other boroughs, towns or cities as may be contiguous thereto and contiguous to each other.

Monthly Reports to Commission Required

(b) Each carrier shall make monthly reports to the Bureau of Motor Transportation, Public Utility Commission, Harrisburg, Pa., prior to the 15th day of each succeeding month, of every instance where a driver has been required or permitted to be on duty or to drive or operate for hours in excess of those prescribed by these regulations, and shall fully explain the reasons for and circumstances surrounding such violations. Such reports shall be in writing and sworn to.

Driver's Log and Monthly Report Forms Prescribed

(Adopted September 19, 1939)

That each carrier, subject to said rules and regulations, be and is hereby notified and required to keep a driver's log, and make monthly reports as required by Rule 605 in accordance with the respective Forms 1, 2 and 3 hereby prescribed; provided, however, that carriers subject to the Interstate Commerce Commission shall be permitted to use the Forms 1, 2 and 3 prescribed by the Interstate Commerce Commission in lieu of the forms hereby prescribed.

Exemptions from Driver's Log Requirements

(Adopted November 13, 1939)

1. A carrier engaged *exclusively* in transportation service for any State or Federal agency or any of their subdivisions or any municipality will be exempted from the requirement of keeping a driver's daily log.

2. A carrier who is principally engaged in rendering transportation service between points in a municipality when occasionally operating beyond the limits of said municipality will be required to keep a driver's daily log for a period of seven days from the time the operator leaves his home terminal on trips extending beyond the municipal limits.

These exemptions do not, in any manner, relieve a carrier from complying with the other provisions of General Order No. 29 and supplements thereto pertaining to maximum hours of service.

RULE 606

(Adopted July 31, 1939)

ADVERSE WEATHER CONDITIONS AND EMERGENCIES

(a) In case of snow, sleet, fog, or other adverse weather conditions, or in case the highways are covered with snow or ice, or presence of unusual adverse road and traffic conditions, a driver may be permitted and required to drive or operate a motor vehicle for not more than 12 hours in the aggregate in any period of 24 consecutive hours in order to complete his run, without being off duty for a period of 8 consecutive hours as provided by Rule 603, and this longer period of driving is permitted even though conditions named herein are known to the employer before the trip is begun.

(b) If a driver is permitted or required under the provisions of subdivision (a) of this rule to drive in excess of 10 hours in the aggregate in any 24-hour period without being off duty for a period of 8 consecutive hours during or immediately following the period of 10 hours driving and within said period of 24 consecutive hours, a report must be made immediately to the Commission, addressed to the Bureau of Motor Transportation, Public Utility Commission, Harrisburg, Pa., and such report shall contain a full and correct statement of the conditions which necessitated the longer period of driving.

(c) In case of any emergency a driver may complete his run without being in violation of the provisions of these regulations, if such run could reasonably have been completed without such violation.

RULE 607

(Adopted July 31, 1939)

GENERAL EXEMPTION

These regulations shall not apply to any carrier subject thereto when transporting property to or from any section of the State with the object of providing relief in case of earthquake, flood, fire, famine, drought, epidemic, pestilence, or other calamitous visitation or disaster, or to State-controlled stores.

